

**EXHIBIT "A"**

**Exhibits Required by Local Rule 81**

- Exhibit A-1 Copy of Service of Process – Autotransportes Varela Davila SA De CV
- Exhibit A-2 Copy of Service of Process – Fermin Rodriguez
- Exhibit A-3 Copy of Plaintiff's Original Petition
- Exhibit A-4 Copy of Defendants' Original Answer
- Exhibit A-5 Notice to Plaintiff's Counsel of Filing Removal of matter to Federal Court
- Exhibit A-6 Copy of Civil Docket/ Case Summary
- Exhibit A-7 Index of Parties and Counsel



**NOTICE: Pursuant to TRCP 126: Statement of Inability to Afford Payment of Court Costs or an Appeal Bond filed = NO**

**C-4704-18-G**

**370TH DISTRICT COURT, HIDALGO COUNTY, TEXAS**

**CITATION**

**THE STATE OF TEXAS**

**NOTICE TO DEFENDANT:** You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty (20) days after you were served with this citation and petition, a default judgment may be taken against you.

**Autotransportes Varela Davila SA De CV**

**By serving: Fernando Varela Davila**

**2201 S. Jackson Road, Building 1, Apartment 7**

**Pharr, Texas 78577**

You are hereby commanded to appear by filing a written answer to the **PLAINTIFF'S ORIGINAL PETITION (WITH DISCOVERY)** on or before 10:00 o'clock a.m. on the Monday next after the expiration of twenty (20) days after the date of service hereof, before the **Honorable Noe Gonzalez, 370th District Court** of Hidalgo County, Texas at the Courthouse at 100 North Closner, Edinburg, Texas 78539.

Said petition was filed on this the 19th day of December, 2018 and a copy of same accompanies this citation. The file number and style of said suit being C-4704-18-G, **REYNALDO RODRIGUEZ VS. AUTOTRANSPORTES VARELA DAVILA SA DE CV AND FERMIN RODRIGUEZ**

Said Petition was filed in said court by Attorney **MICHAEL R. COWEN**, 6243 IH-10 WEST STE 801 SAN ANTONIO TX 78201.

The nature of the demand is fully shown by a true and correct copy of the petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

**ISSUED AND GIVEN UNDER MY HAND AND SEAL** of said Court at Edinburg, Texas on this the 2nd day of January, 2019.

**LAURA HINOJOSA, DISTRICT CLERK**

**100 N. CLOSNER, EDINBURG, TEXAS**

**HIDALGO COUNTY, TEXAS**

**KIMBERLY HINOJOSA, DEPUTY CLERK**

**EXHIBIT**

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A-1

C-4704-18-G  
OFFICER'S RETURN

Came to hand on 2 of DECEMBER, 2018 at 2:00 o'clock P.m. and executed in HIDALGO County, Texas by delivering to each of the within named Defendant in person, a true copy of this citation, upon which I endorsed the date of delivery to said Defendant together with the accompanying copy of the \_\_\_\_\_ (petition) at the following times and places, to-wit:

NAME	DATE	TIME	PLACE
ANTONIO TRANSPORTES VARELA FERNANDO VALERA DOMILA	1.2.19	3:30pm	7500 SOUTH JACKSON PHARM, TEXAS

And not executed as to the defendant, \_\_\_\_\_ the diligence used in finding said defendant, being: \_\_\_\_\_ and the cause of failure to execute this process is: \_\_\_\_\_ and the information received as to the whereabouts of said defendant, being: \_\_\_\_\_. I actually and necessarily traveled \_\_\_\_\_ miles in the service of this citation, in addition to any other mileage I may have traveled in the service of other process in the same case during the same trip.

Fees: serving ... copy(s) \$ \_\_\_\_\_  
miles .....\$ \_\_\_\_\_

## DEPUTY

COMPLETE IF YOU ARE PERSON OTHER THAN A SHERIFF,  
CONSTABLE OR CLERK OF THE COURT

In accordance to Rule 107, the officer or authorized person who serves or attempts to serve a citation must sign the return. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return must either be verified or be signed under the penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is ELOY BRAVO, my date of birth is 02-02-1961 and the address is 14080 HILCOGROVE ROAD #322, and I declare under penalty of perjury that the foregoing is true and correct. S.A. to

EXECUTED in HIDALGO County, State of Texas, on the 2 day of JANUARY, 2018.

Eloy Bravo  
Declarant"

PSC 15613 - 10/31/2020  
If Certified by the Supreme Court of Texas  
Date of Expiration / SCH Number

**NOTICE: Pursuant to TRCP 126: Statement of Inability to Afford Payment of Court Costs or an Appeal Bond filed = NO**

**C-4704-18-G**

**370TH DISTRICT COURT, HIDALGO COUNTY, TEXAS**

**CITATION**

**THE STATE OF TEXAS**

**NOTICE TO DEFENDANT:** You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty (20) days after you were served with this citation and petition, a default judgment may be taken against you.

**Chairman of Texas Transportation Commission**

**By serving The Chairman, J. Bruce Bugg, Jr.**

**125 E. 11<sup>th</sup> Street**

**Austin, Texas 78701-2483**

**In turn serving:**

**Fermin Rodriguez**

**1001A Calle Llano Alto Colonia**

**Riveras Del Bosque St., Reynosa, MX 88615**

You are hereby commanded to appear by filing a written answer to the **PLAINTIFF'S ORIGINAL PETITION (WITH DISCOVERY)** on or before 10:00 o'clock a.m. on the Monday next after the expiration of twenty (20) days after the date of service hereof, before the **Honorable Noe Gonzalez, 370th District Court** of Hidalgo County, Texas at the Courthouse at 100 North Closner, Edinburg, Texas 78539.

Said petition was filed on this the 19th day of December, 2018 and a copy of same accompanies this citation. The file number and style of said suit being C-4704-18-G, **REYNALDO RODRIGUEZ VS. AUTOTRANSPORTES VARELA DAVILA SA DE CV AND FERMIN RODRIGUEZ**

Said Petition was filed in said court by Attorney **MICHAEL R. COWEN**, 6243 IH-10 WEST STE 801 SAN ANTONIO TX 78201.

The nature of the demand is fully shown by a true and correct copy of the petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

**ISSUED AND GIVEN UNDER MY HAND AND SEAL** of said Court at Edinburg, Texas on this the 2nd day of January, 2019.

**LAURA HINOJOSA, DISTRICT CLERK**

**100 N. CLOSNER, EDINBURG, TEXAS**

**HIDALGO COUNTY, TEXAS**

**KIMBERLY HINOJOSA, DEPUTY CLERK**

**EXHIBIT**

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A-2

C-4704-18-G  
OFFICER'S RETURN

Came to hand on 2 of JANUARY, 2019 at 2:00 o'clock P.m. and executed in TRAVIS County, Texas by delivering to each of the within named Defendant in person, a true copy of this citation, upon which I endorsed the date of delivery to said Defendant together with the accompanying copy of the \_\_\_\_\_ (petition) at the following times and places, to-wit:

NAME	DATE	TIME	PLACE
FERMIN ROONGUEZ	1.9.19	9:00 AM	125 E. 11 <sup>th</sup> STREET AUSTIN, TEXAS

And not executed as to the defendant, \_\_\_\_\_ the diligence used in finding said defendant, being: \_\_\_\_\_ and the cause of failure to execute this process is: \_\_\_\_\_ and the information received as to the whereabouts of said defendant, being: \_\_\_\_\_. I actually and necessarily traveled \_\_\_\_\_ miles in the service of this citation, in addition to any other mileage I may have traveled in the service of other process in the same case during the same trip.

Fees: serving ... copy(s) \$ \_\_\_\_\_  
miles .....\$ \_\_\_\_\_

## DEPUTY

COMPLETE IF YOU ARE PERSON OTHER THAN A SHERIFF,  
CONSTABLE OR CLERK OF THE COURT

In accordance to Rule 107, the officer or authorized person who serves or attempts to serve a citation must sign the return. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return must either be verified or be signed under the penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is ELOY BRAVO, my date of birth is 02-02-1961 and the address is 14080 HACENDONES ROAD, S.A. TE, and I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED in TRAVIS County, State of Texas, on the 9 day of JANUARY, 2019.

Eloy Bravo  
Declarant"

PSC 15613 10/31/2020  
If Certified by the Supreme Court of Texas  
Date of Expiration / SCH Number

**U.S. Postal Service®**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®

**OFFICIAL USE**

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, and fee as appropriate)

☐ Return Receipt (hardcopy) \$ \_\_\_\_\_

☐ Return Receipt (electronic) \$ \_\_\_\_\_

☐ Certified Mail Restricted Delivery \$ \_\_\_\_\_

☐ Adult Signature Required \$ \_\_\_\_\_

☐ Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Postmark Here \_\_\_\_\_

Street and Apt. No., or P.O. No.  
**FERMIN RODRIGUEZ - TX Transportation Commission**  
**125 E. 11th STREET**

City, State, and ZIP+4®  
**AUSTIN, TEXAS 78701**

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

■ Complete items 1, 2, and 3.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
**FERMIN RODRIGUEZ**  
**TX Transportation Commission**  
**125 E. 11th STREET**  
**AUSTIN, TEXAS 78701**

2. Is this mailpiece being sent by a business or other organization?  
☒ Yes ☐ No

3. Service Type  
☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☐ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Insured Mail Restricted Delivery  
☐ Registered Mail  
☐ Registered Mail Restricted Delivery  
☐ Return Receipt for Merchandise  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

4. Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Return Receipt for Merchandise  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

5. Is this mailpiece being sent by a business or other organization?  
☒ Yes ☐ No

6. If YES, enter delivery address below:  
**7017 2680 0000 0208 6906**

PS Form 3811, July 2015 PSN 7530-02-000-9053

**Domestic Return Receipt**

Electronically Filed

COMPLETE THIS SECTION ON DELIVERY

Hidato was used by the clerk

Reviewed By Kim Minojosa

Agent

Addressee

Delivery

Return

Signature

Confirmation

Restricted

Delivery

Return

Receipt

for

Merchandise

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Electronically Filed  
12/19/2018 4:25 PM  
Hidalgo County District Clerks  
Reviewed By: Alexis Bonilla

CAUSE NO. C-4704-18-G

REYNALDO RODRIGUEZ

IN THE DISTRICT COURT

VS.

\_\_\_\_ JUDICIAL DISTRICT

AUTOTRANSPORTES VARELA  
DAVILA SA DE CV AND  
FERMIN RODRIGUEZ

HIDALGO COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION (WITH DISCOVERY)**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Reynaldo Rodriguez files this Plaintiff's Original Petition, complaining of Defendants Fermin Rodriguez and Autotransportes Varela Davila SA De CV. For cause of action, Plaintiff would show the Honorable Court as follows:

**I.**

**DISCOVERY CONTROL PLAN**

Plaintiff intends to conduct discovery pursuant to a level three discovery control plan.

**II.**

**PARTIES**

Plaintiff Reynaldo Rodriguez is an individual residing in Texas.

Defendant Fermin Rodriguez resides in Mexico, and may be served with process through the Chairman of Texas Transportation Commission, pursuant to Texas Civil Practice and Remedy Code § 17.062. The Chariman, J. Bruce Bugg, Jr., may be served at 125 E. 11<sup>th</sup> Street, Austin, Texas 78701-2483. Defendant Fermin Rodriguez's last known address is 1001A Calle Llano Alto Colonia, Riveras Del Bosque St., Reynosa, MX 88615.

Defendant Autotransportes Varela Davila SA De CV is a foreign entity doing business in the State of Texas and may be served through its process agent designated under the Motor Carrier Act, Fernando Varela Davila, 2201 S. Jackson Road, Building 1, Apartment 7, Pharr, Texas 78577.

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**III.**

**VENUE**

Venue is proper in Hidalgo County because all or a substantial part of the events or omissions giving rise to this claim occurred in the county. Texas Civ. Prac. & Rem. Code § 15.002(a)(1)

**IV.**

**FACTS**

Defendant Autotransportes Varela Davila SA De CV is a motor carrier licensed by and registered with the Federal Motor Carrier Safety Administration. Defendant hired, qualified, and trained Fermin Rodriguez as a truck driver. At all times relevant to this lawsuit, Defendant Fermin Rodriguez was acting in the course and scope of his actual and/or statutory employment with Defendant Autotransportes Varela Davila SA De CV.

On or about April 06, 2018, Reynaldo Rodriguez was traveling northbound on International Parkway in McAllen, TX. Defendant Fermin Rodriguez, who was driving a freightliner owned by Defendant Autotransportes Varela Davila SA De CV, was attempting to turn onto International Parkway from a private drive. Suddenly, and without warning, Defendant Fermin Rodriguez attempted to turn right onto International Parkway and collided with Plaintiff's vehicle. As a proximate result of the collision, Plaintiff Reynaldo Rodriguez suffered injuries and damages.

**V.**

**CAUSE OF ACTION**

Defendant Fermin Rodriguez was negligent in the operation of the tractor-trailer. Specifically, Defendant Fermin Rodriguez . As a direct and proximate result of this negligence, Plaintiff sustained personal injuries. Defendant Autotransportes Varela Davila SA De CV is vicariously liable for the negligence of Defendant Fermin Rodriguez under the statutory employment doctrine as well as the doctrine of respondeat superior.

Based on the facts of this wreck, it appears that Defendant Fermin Rodriguez may have been fatigued or driving in violation of the hours-of-service regulations. It further appears that Defendant Autotransportes Varela Davila SA De CV may have been negligent in its entrustment of a tractor-



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trailer to Defendant Fermin Rodriguez, and in the qualification, hiring, training, supervision, and retention of Defendant Fermin Rodriguez.

**VI.**

**DAMAGES**

Plaintiff seeks to recover the following elements of damages, which were proximately caused by Defendant's negligence:

1. Medical care, past and future;
2. Lost wages and earning capacity, past and future;
3. Physical impairment, past and future;
4. Physical pain, emotional distress, and mental anguish, past and future; and
5. Disfigurement, past and future.

Plaintiff also seeks to recover prejudgment interest, post-judgment interest, and court costs. Plaintiff's damages exceed the Court's jurisdictional minimum and exceed \$75,001.00. Pursuant to Texas Rule of Civil Procedure 47(c), Plaintiff seeks monetary relief of over \$200,000.00 but not more than \$1,000,000.00.

**VII.**

**REQUEST FOR DISCLOSURE**

Defendant Fermin Rodriguez is requested to disclose, within 50 days of service of this request, the information or material described in Rule 194.2(a)-(l) of the Texas Rules of Civil Procedure.

Defendant Autotransportes Varela Davila SA De CV is requested to disclose, within 50 days of service of this request, the information or material described in Rule 194.2(a)-(l) of the Texas Rules of Civil Procedure.

**VIII.**

**INTERROGATORIES TO DEFENDANT FERMIN RODRIGUEZ**

Plaintiff, pursuant to Tex. R. Civ. Procedure 196 and 197 propounds the following Interrogatories to Defendant Fermin Rodriguez. Defendant's response is due within fifty (50) days

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from the date of service thereof. Plaintiff also requests that Defendant continue to supplement Defendant's responses to these Interrogatories as provided for by the Rules.

Interrogatory 1. Please state how you contend the collision in question occurred.

RESPONSE:

Interrogatory 2. Please state the positions held, general job descriptions, and lengths of employment of Fermin Rodriguez at the time of the collision in question.

RESPONSE:

Interrogatory 3. Please state the full extent of any training, education, or experience concerning driving techniques or principles Fermin Rodriguez has received.

RESPONSE:

Interrogatory 4. Was Fermin Rodriguez acting in the course and scope of his employment with Autotransportes Varela Davila SA De CV at the time of the collision made the basis of this lawsuit? If you are contending that Fermin Rodriguez was not acting in the course and scope of employment for Autotransportes Varela Davila SA De CV at the time of the collision, please state exactly why you are making such contention.

RESPONSE:

Interrogatory 5. If the vehicle driven by Fermin Rodriguez that was involved in the collision in question was not owned by you, please state the vehicle owner's name, address and telephone number.

RESPONSE:

Interrogatory 6. Please list all traffic accidents in which Fermin Rodriguez has been involved, including the location, city, county, state and any violations for which he was cited in connection with any traffic accidents.

RESPONSE:

Interrogatory 7. Please give a description of all traffic violations for which Fermin Rodriguez has been cited, including the date, city, county, state, offense alleged and ultimate disposition of such citation.

RESPONSE:

Interrogatory 8. With respect to collisions or accidents involving one of Autotransportes Varela Davila SA De CV's vehicles and/or a driver employed by you or under contract with Autotransportes Varela Davila SA De CV, please state:

- a. When the driver is required to make a report and to whom;
- b. A description of any written report required to be made by any person with Autotransportes Varela Davila SA De CV and/or the driver;
- c. Where and in whose custody such reports are kept;
- d. When a driver must submit for a drug test by giving a urine sample; and

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e. When such report must be reported to the federal government.

RESPONSE:

Interrogatory 9. Did Fermin Rodriguez receive any citations or tickets as a result of the collision in question? If so, what was the outcome? If Fermin Rodriguez paid the ticket, did Fermin Rodriguez plead guilty? What court did Fermin Rodriguez have to appear in or call to resolve the citation or ticket?

RESPONSE:

Interrogatory 10. Do you contend that someone other than Fermin Rodriguez (including but not limited to Plaintiff) did or failed to do something that contributed to the wreck made the basis of this lawsuit? If so, please state what you claim that person did or failed to do, or how the action or inaction caused or contributed to the wreck.

RESPONSE:

Interrogatory 11. Please state the date on which you first subjectively believed that there was a substantial chance that litigation would arise from the wreck made the basis of this lawsuit? What facts gave rise to your subjective belief?

RESPONSE:

Interrogatory 12: What does Autotransportes Varela Davila SA De CV do to review drivers' logs to determine whether they are accurate and whether they comply with the hours-of-service regulations? If Autotransportes Varela Davila SA De CV uses any type of computer program or third-party service to audit logs, please identify the program or service.

RESPONSE:

Interrogatory 13: Does Autotransportes Varela Davila SA De CV use any type of GPS system or other computerized device (such as OmniTRACS, Qualcomm or XATA) to monitor the movements and/or speed of its tractors and/or trailers? If so, please describe the system or device, including its name, what data is generated, where the data is stored, and how long the data is retained.

RESPONSE:

Interrogatory 14: For any cell phone used by or issued to Fermin Rodriguez during the time period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck, please identify the cell phone carrier and the cell phone number.

RESPONSE:

Interrogatory 15: Please identify all social media accounts used by Fermin Rodriguez at any time during the time period from one hundred eighty (180) days before the wreck to the present, and state the username or other name used for each social media account. The scope of this request includes, but is not limited to, Facebook, Twitter, YouTube, Snapchat, Google+, MySpace, and any other social media platform.

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**RESPONSE:**

Interrogatory 16: Please identify all e-mail addresses used by Fermin Rodriguez at any time during the time period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.

**RESPONSE:**

**IX.**

**INTERROGATORIES TO DEFENDANT AUTOTRANSPORTES  
VARELA DAVILA SA DE CV**

Plaintiff, pursuant to Tex. R. Civ. Procedure 196 and 197 propounds the following Interrogatories to Defendant Autotransportes Varela Davila SA De CV. Defendant's response is due within fifty (50) days from the date of service thereof. Plaintiff also requests that Defendant continue to supplement its responses to these Interrogatories as provided for by the Rules.

Interrogatory 1. Please state how you contend the collision in question occurred.

**RESPONSE:**

Interrogatory 2. Please state the positions held, general job descriptions, and lengths of employment of Fermin Rodriguez at the time of the collision in question.

**RESPONSE:**

Interrogatory 3. Please state the full extent of any training, education, or experience concerning driving techniques or principles Fermin Rodriguez has received.

**RESPONSE:**

Interrogatory 4. Was Fermin Rodriguez acting in the course and scope of his employment with Autotransportes Varela Davila SA De CV at the time of the collision made the basis of this lawsuit? If you are contending that Fermin Rodriguez was not acting in the course and scope of employment for Autotransportes Varela Davila SA De CV at the time of the collision, please state exactly why you are making such contention.

**RESPONSE:**

Interrogatory 5. If the vehicle driven by Fermin Rodriguez that was involved in the collision in question was not owned by you, please state the vehicle owner's name, address and telephone number.

**RESPONSE:**

Interrogatory 6. Please list all traffic accidents in which Fermin Rodriguez has been involved, including the location, city, county, state and any violations for which he was cited in connection with any traffic accidents.

**RESPONSE:**

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**Interrogatory 7.** Please give a description of all traffic violations for which Fermin Rodriguez has been cited, including the date, city, county, state, offense alleged and ultimate disposition of such citation.

**RESPONSE:**

**Interrogatory 8** With respect to collisions or accidents involving one of Autotransportes Varela Davila SA De CV's vehicles and/or a driver employed by you or under contract with Autotransportes Varela Davila SA De CV, please state:

- a. When the driver is required to make a report and to whom;
- b. A description of any written report required to be made by any person with Autotransportes Varela Davila SA De CV and/or the driver;
- c. Where and in whose custody such reports are kept;
- d. When a driver must submit for a drug test by giving a urine sample; and
- e. When such report must be reported to the federal government.

**RESPONSE:**

**Interrogatory 9.** Did Fermin Rodriguez receive any citations or tickets as a result of the collision in question? If so, what was the outcome? If Fermin Rodriguez paid the ticket, did Fermin Rodriguez plead guilty? What court did Fermin Rodriguez have to appear in or call to resolve the citation or ticket?

**RESPONSE:**

**Interrogatory 10.** Do you contend that someone other than Fermin Rodriguez (including but not limited to Plaintiff) did or failed to do something that contributed to the wreck made the basis of this lawsuit? If so, please state what you claim that person did or failed to do, or how the action or inaction caused or contributed to the wreck.

**RESPONSE:**

**Interrogatory 11.** Please state the date on which you first subjectively believed that there was a substantial chance that litigation would arise from the wreck made the basis of this lawsuit? What facts gave rise to your subjective belief?

**RESPONSE:**

**Interrogatory 12:** What does Autotransportes Varela Davila SA De CV do to review drivers' logs to determine whether they are accurate and whether they comply with the hours-of-service regulations? If Autotransportes Varela Davila SA De CV uses any type of computer program or third-party service to audit logs, please identify the program or service.

**RESPONSE:**

**Interrogatory 13:** Does Autotransportes Varela Davila SA De CV use any type of GPS system or other computerized device (such as OmniTRACS, Qualcomm or XATA) to monitor the movements and/or speed of its tractors and/or trailers? If so, please describe the system or device, including its name, what data is

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generated, where the data is stored, and how long the data is retained.

**RESPONSE:**

Interrogatory 14: For any cell phone used by or issued to Fermin Rodriguez during the time period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck, please identify the cell phone carrier and the cell phone number.

**RESPONSE:**

Interrogatory 15: With respect to the load being hauled at the time of the collision, please state:

- a. The name, address, and telephone number of the shipper;
- b. The name, address, and telephone number of the receiver;
- c. The name, address, and telephone number of any broker associated with the load or trip; and
- d. The name, address, and telephone number of any other motor carriers associated with the load or trip, including any motor carriers that brokered or subcontracted or assigned the load to Autotransportes Varela Davila SA De CV or Fermin Rodriguez.

**RESPONSE:**

Interrogatory 16: Please identify all dispatchers who communicated with Fermin Rodriguez during the time period starting seven days before the wreck and ending the day after the wreck. For each dispatcher, please state the dispatcher's name, last known address, last known telephone number, last known e-mail address, and whether the dispatcher is still employed with Autotransportes Varela Davila SA De CV.

**RESPONSE:**

Interrogatory 17: How did Fermin Rodriguez communicate with dispatch and others at Autotransportes Varela Davila SA De CV? That is, did it use the telephone, Qualcomm, text messages, or some other method or combination of methods?

**RESPONSE:**

**X.**

**REQUESTS FOR PRODUCTION TO ALL DEFENDANTS**

Pursuant to Rule 196, Texas Rules of Civil Procedure, Plaintiff requests that, within the time prescribed by law, Defendants Fermin Rodriguez and Autotransportes Varela Davila SA De CV produce and permit Plaintiff to inspect and copy the documents and things described in the requests



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below, and as instructed below. Plaintiff requests that Defendants produce the documents at the office of Cowen | Peacock, 6243 IH-10 West, Suite 801, San Antonio, Texas 78201.

1. Any and all documents, including but not limited to invoices, repair bills or estimates, reflecting the damage to any vehicle involved in the collision in question.
2. Any and all photographs, videotapes, or other depictions of any vehicle involved in the collision in question.
3. Any and all photographs of the scene of the collision in question.
4. Any and all photographs that you intend to use at trial.
5. Any and all photographs, videotapes or other depictions of Plaintiff.
6. Any and all photographs, videotapes or other depictions of Fermin Rodriguez.
7. Any and all witness statements.
8. Any and all statements from Plaintiff.
9. Any and all statements from any Defendant, Defendant's agents or employees relating to the incident in question.
10. Any and all documents related to Fermin Rodriguez's employment with Autotransportes Varela Davila SA De CV.
11. Any and all documents related to the maintenance, repair, acquisition, loads, operation or travel of the vehicle involved in the collision in question. These documents should include, but are not limited to, trip sheets, fuel receipts, work orders, bills of lading, maintenance records, operations manuals, vehicle condition reports and other documents obtained regarding the vehicle.
12. Produce any and all documents regarding any unemployment claim, worker's compensation claim or any other type of claim filed by Fermin Rodriguez relating to his employment with Autotransportes Varela Davila SA De CV.
13. Any and all pictures, drawings, photographs or videotapes in your possession or subject to your control that are relevant and material to this cause of action, including but not limited to those showing the Plaintiffs, those showing any of the vehicles, or any part of the vehicles, involved in the collision in question, or those showing the location of such collision.
14. Any information relating to any conviction to be used for impeachment purposes against any party, witness, and/or person with knowledge of facts named in discovery information provided to you before trial. Please include the name of the person convicted, the offense for which he or she was convicted, the year of such conviction, the court of such conviction and the sentence involved.
15. Any written, taped or mechanically reproduced statement heretofore made of Plaintiff, Defendants, and/or Defendants' agents or employees.
16. Any records or documentation (medical or non-medical) concerning Fermin Rodriguez that

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would indicate whether Fermin Rodriguez was using alcohol and/or drugs (including prescription or nonprescription, legal or illegal drugs) within forty-eight (48) hours prior to the collision in question.

17. Any records or documentation (medical or non-medical) concerning Fermin Rodriguez that would indicate that he had alcohol and/or drugs (including prescription or nonprescription, legal or illegal), or metabolites of alcohol and/or drugs (including prescription or nonprescription, legal or illegal) in the bloodstream or urine at the time of or the time following the collision in question.
18. Any records or documentation (medical or non-medical) that would indicate that Fermin Rodriguez was a regular user of any illegal substance(s) within one (1) year preceding the collision in question.
19. A color copy of the front and back of Fermin Rodriguez's current driver's license and any commercial license.
20. A copy of any company vehicle use records for the one hundred eighty (180) days preceding and including the date of the collision in question.
21. Any documentation concerning Fermin Rodriguez involving disciplinary actions, demerits, reprimands or incidents indicating less than satisfactory job performance.
22. All manuals, instructions, guidelines, directives, or memoranda concerning the performance or execution of the position held by Fermin Rodriguez at the time of the collision in question.
23. All records, notes, files, memoranda, or other similar documentation indicating an awareness on your part that Fermin Rodriguez was an unsafe driver.
24. All documents relating to reservation of rights or denial of coverage on the part of any insurance carrier for any of the named defendants with respect to this claim.
25. If you contend that you had a good faith belief to reasonably anticipate that there was a substantial chance that litigation would ensue on behalf of Plaintiff prior to the date you received notice of this lawsuit, please produce all correspondence, memoranda, statements, tape recordings, transcripts of tape recordings, wire reports, investigation reports, close-out reports, summaries or any other documents, as well as any other tangible things that you contend showed an outward manifestation that would indicate that there was a substantial chance that litigation would ensue.
26. Any reports, memoranda, documents or materials of any type which specifically indicate a date or occurrence on which you rely for any contention that you had a good faith belief to reasonably anticipate that there was a substantial chance that litigation would ensue concerning any injury or damages claimed on behalf of Plaintiff.
27. Any insurance policies that provide, or may provide, coverage for the collision in question.
28. Any reservation of rights letters or non-waiver agreements.
29. Any cell phone bills that would show whether or not Fermin Rodriguez was using a cell phone on the date of the wreck. This request includes, but is not limited to, cell phone bills for the day of the wreck.
30. All cell phone bills and records for any cell phone used by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after

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the wreck.

31. Provide all GPS and other electronic data and records, including but not limited to all Qualcomm Satellite Communication tracking information showing the location of the truck in the incident at issue in this lawsuit for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
32. All expense receipts and reports submitted by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
33. All incident reports generated by Fermin Rodriguez or Autotransportes Varela Davila SA De CV regarding the collision at issue in this lawsuit.
34. If, during the time period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck, Fermin Rodriguez drove a truck and/or trailer different than the ones at issue in this lawsuit, provide all GPS and other electronic data and records, including but not limited to all Qualcomm Satellite Communication and OmniTRACS tracking information showing the location of the truck and trailer driven by Fermin Rodriguez for that time period.
35. Fermin Rodriguez's log books for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
36. Autotransportes Varela Davila SA De CV's complete driver qualification file on Fermin Rodriguez.
37. All personnel files, accident files, and other files and documents that Autotransportes Varela Davila SA De CV maintains or possesses regarding Fermin Rodriguez.
38. All fuel receipts, bills of lading, weigh tickets, and toll receipts for any vehicle operated by Fermin Rodriguez during the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
39. All Qualcomm records and data regarding any vehicle operated by Fermin Rodriguez, and any communications to and from Fermin Rodriguez, for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
40. All documents and data that shows the speed, location, ignition status, brake status, acceleration, deceleration, sudden stops, and other information regarding any vehicle operated by Fermin Rodriguez during the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck. The scope of this request includes, but is not limited to, "black box" data, crash data recorders, OmniTRACS data, Qualcomm data, GPS data, XATA data, JETT-Track, DriveOk, FleetMatics, Fleet Management Solutions, Fleetilla, Shadow Tracker, Trimble, and any other data source.
41. All monthly log summary sheets for Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
42. All notice of logging violations for Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
43. The accident register for Autotransportes Varela Davila SA De CV.
44. All safety performance history records regarding Fermin Rodriguez.

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45. All driver's vehicle inspection reports completed by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
46. All pretrip check lists completed by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
47. The vehicle accident kit issued to Fermin Rodriguez.
48. An exemplar blank vehicle accident kit used by Autotransportes Varela Davila SA De CV.
49. All dispatch and trip reports regarding any vehicle operated by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
50. All trip cost report envelopes for any vehicle operated by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
51. All OmniTRACS data regarding any vehicle operated by Fermin Rodriguez for the period starting one hundred eighty (180) days before the wreck and ending fourteen (14) days after the wreck.
52. Copies of all documents obtained by deposition on written question or subpoena.
53. All documents regarding any audits or examinations performed of Autotransportes Varela Davila SA De CV by any state or federal agency, including but not limited to any state department of transportation, any state department of motor vehicle, the U.S. Department of Transportation, and the Federal Motor Carrier Safety Administration.
54. Please produce the tractor and trailer involved in the subject incident for inspection by Plaintiff, Plaintiff's counsel, and any retained experts or investigators. **THE VEHICLE INVOLVED IN THE SUBJECT INCIDENT, INCLUDING ALL TRUCKS, TRACTORS, AND TRAILERS, ARE CRITICAL EVIDENCE. PLEASE DO NOT MOVE, ALTER, REPAIR, DESTROY, OR OTHERWISE DISPOSE OF ANY VEHICLE, TRUCK, TRACTOR, OR TRAILER UNTIL PLAINTIFF HAS HAD AN OPPORTUNITY TO INSPECT AND PHOTOGRAPH THE SAME.**
55. All text messages from Fermin Rodriguez to Autotransportes Varela Davila SA De CV and/or any employee, dispatcher, manager, driver, contractor, safety director, or other person associated with Autotransportes Varela Davila SA De CV for the 180 days preceding the wreck, including the day of the subject wreck.
56. All text messages sent Fermin Rodriguez from Autotransportes Varela Davila SA De CV and/or any employee, dispatcher, manager, driver, contractor, safety director, or other person associated with Autotransportes Varela Davila SA De CV for the 180 days preceding the wreck, including the day of the subject wreck.
57. All e-mails messages from Fermin Rodriguez to Autotransportes Varela Davila SA De CV and/or any employee, dispatcher, manager, driver, contractor, safety director, or other person associated with to Autotransportes Varela Davila SA De CV for the 180 days preceding the wreck, including the day of the subject wreck.
58. All e-mails messages sent to Fermin Rodriguez from to Autotransportes Varela Davila SA



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De CV and/or any employee, dispatcher, manager, driver, contractor, safety director, or other person associated with to Autotransportes Varela Davila SA De CV for the 180 days preceding the wreck, including the day of the subject wreck.

59. All e-mails, text messages, and other communications between Fermin Rodriguez and any broker, shipper, or receiver for the 180 days preceding the wreck, including the day of the subject wreck.
60. For each cell phone, iPad, tablet, or other mobile device present in the tractor at the time of the incident, all location data stored in the device for the time period for the 180 days preceding the wreck, including the day of the subject wreck.
61. For each cell phone, iPad, tablet, or other mobile device present in the tractor at the time of the incident, please produce all data that shows whether any apps were in use during time period for the 180 days preceding the wreck, including the day of the subject wreck.
62. For each cell phone, iPad, tablet, or other mobile device present in the tractor at the time of the incident, all data that shows whether Fermin Rodriguez was using the device or making any inputs in the device for the 180 days preceding the wreck, including the day of the subject wreck.
63. Please produce any cell phone, iPad, tablet, or other mobile device in the tractor at the time of the crash for a forensic examination and download. **THESE ITEMS ARE CRITICAL EVIDENCE. PLEASE DO NOT USE, ALTER, REPAIR, DESTROY, CLEAR/DELETE/ERASE THE HISTORY OR MEMORY, OR OTHERWISE DISPOSE OF ANY OF THESE ITEMS UNTIL PLAINTIFF HAS HAD AN OPPORTUNITY TO INSPECT AND DOWNLOAD DATA FROM THE SAME.**
64. Any and all drive cam, dash cam, or in-cab video footage for the day of the subject wreck.
65. If any video, data and/or communications of any kind is available (whether or not downloaded or retrieved) from the Defendants' involved Tractor-Trailer or any part or system from the Defendants' involved Tractor-Trailer (e.g., this includes, without limitation, any engine control module (ECM), event data recorder (EDR/CDR), airbag control module (ACM), Sensing Diagnostic Module (SDM), drive train or transmission control unit, brake control module, power steering unit, electronic onboard recorder (EOBR) Electronic Logging Device (ELD), Collision Avoidance System (CAS), Telematics system, Critical Event Reporting System, Lane Departure System, Dash Cam (or other video devices), GPS system, truck or trailer tracking system, system that allows communication between drivers and dispatchers, etc), please produce both the printout of the data and the data file in its original format. This request is intended to cover data for as long as it was recorded before during and after the Subject Collision.
66. Produce copies of any operator's manual or other guide related to any of the systems and devices in or on the Defendants' involved Tractor-Trailer that have the capability of monitoring, capturing, recording and/or transmitting any video, data and/or communications of any kind (this includes, without limitation, any engine control module (ECM), event data recorder (EDR/CDR), airbag control module (ACM), Sensing Diagnostic Module (SDM), drive train or transmission control unit, brake control module, power steering unit, electronic onboard recorder (EOBR) Electronic Logging Device (ELD), Collision Avoidance System (CAS), Telematics system, Critical Event Reporting System, Lane Departure System, Dash Cam (or other video devices), GPS system, truck or trailer tracking system, system that allows communication between drivers and dispatchers, etc).

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67. Produce copies of any and all communications of any kind between Autotransportes Varela Davila SA De CV and any third party related to any attempts to download or otherwise obtain and/or preserve any video, data and/or communications from the Defendants' involved Tractor-Trailer related to the Subject Collision.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that citation be issued and Defendants be served, and upon trial on the merits the Court enter judgment for Plaintiff and against Defendants, jointly and severally, for actual damages, together with prejudgment interest, postjudgment interest, and court costs.

Respectfully submitted,

/s/ Sonia M. Rodriguez  
Texas Bar No. 24008466  
COWEN | RODRIGUEZ | PEACOCK  
6243 IH-10 West, Suite 801  
San Antonio, Texas 78201  
Telephone: (210) 941-1301  
Facsimile: (956) 504-3674  
E-Mail for Service: [efilings@cowenlaw.com](mailto:efilings@cowenlaw.com)



**CAUSE NO. C-4704-18-G**

<b>REYNALDO RODRIGUEZ</b>	§	<b>IN THE DISTRICT COURT</b>
<i>Plaintiff</i>	§	
	§	
<b>V.</b>	§	<b>370<sup>th</sup> JUDICIAL DISTRICT</b>
	§	
<b>AUTOTRANSPORTES VARELA</b>	§	
<b>DAVILA SA DE CV AND</b>	§	
<b>FERMIN RODRIGUEZ</b>	§	
<i>Defendants</i>	§	<b>HIDALGO COUNTY, TEXAS</b>

**DEFENDANTS', AUTOTRANSPORTES VARELA DAVILA SA DE CV and  
FERMIN RODRIGUEZ'S ORIGINAL ANSWER**

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW, AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ, Defendants in the above numbered and entitled cause herein, and make and file their Original Answer, and for such Answer say as follows:

**I.**

Pursuant to the provisions of TEX.R.CIV.P. 92, Defendants deny each and every, all and singular, the allegations contained in Plaintiffs' Original Petition, say none of the same are true, and demand strict proof thereof by a preponderance of the evidence.

**II.**

Defendants object and specially except to Plaintiffs' Original Petition because it fails to specify the maximum amount of damages claimed. Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ hereby request the Court require Plaintiff REYNALDO RODRIGUEZ to replead specifying the maximum amount of damages claimed.

**III.**

Pleading by means of affirmative defense, Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ plead contributory negligence and would show

that Plaintiff's REYNALDO RODRIGUEZ alleged damages, if any, were the direct and proximate result of and contributed to by Plaintiff REYNALDO RODRIGUEZ's own negligence or the negligence of third parties over whom Defendants had no control. Accordingly, Defendants invoke the legal doctrine allowing a credit against the Judgment, if any, ultimately rendered in this matter for that degree or percentage of fault or cause attributed by the Jury to parties other than Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV AND FERMIN RODRIGUEZ.

IV.

Recovery, if any, is limited to medical expenses "actually paid or incurred" by Plaintiff, not merely those alleged to be reasonable and necessary. *See* Tex.Civ.Prac. & Rem. Code § 41.0105.

V.

For further answer herein, if such be necessary, and in the alternative, Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ would show unto the Court and jury that recovery made by Plaintiff which include as a source or component thereof, alleged lost earnings, if any, must be net of income taxes and the Court is required to instruct the jury as to the tax consequences of any recovery of compensatory damages. *See* Tex.Civ.Prac. & Rem. Code § 18.091.

VI.

Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ respectfully request that a court reporter attend all sessions of court in connection with this case, and that said court reporter take full notes of all testimony offered, together with any objections, rulings and remarks of the Court and exceptions thereto and such other proceedings as may be needed or requested by said Defendants. *See Christie v. Price*, 558 S.W. 2d 922 (Tex. Civ. App. – Texarkana 1977, no writ)

**VII.**  
**PRAYER FOR RELIEF**

WHEREFORE, PREMISES CONSIDERED, Defendants AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ, pray that Plaintiff take nothing by his suit and that Defendants recover costs, and for such other and general relief as the Court may deem appropriate in the interest of justice and equity.

Respectfully submitted,

**CHAVES, OBREGON & PERALES, L.L.P.**  
802 N. Carancahua, Suite 2100  
Corpus Christi, TX 78470  
(361) 884-5400  
(361) 884-5401 (facsimile)

By: /s/ Douglas E. Chaves  
DOUGLAS E. CHAVES  
State Bar No. 04161400  
AIDAN PERALES  
State Bar No. 24027604  
**ATTORNEYS FOR DEFENDANTS**  
**AUTOTRANSPORTES VARELA DAVILA SA**  
**DE CV and FERMIN RODRIGUEZ**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing instrument has been served upon all counsel of record to this proceeding by the manner indicated below, on January 18, 2019.

/s/ Douglas E. Chaves

Douglas E. Chaves

**Via eServe**

Sonia M. Rodriguez  
COWEN RODRIGUEZ PEACOCK  
6243 IH-10 West, Suite 801  
San Antonio, Texas 78201  
Telephone: 210/941-1301  
Facsimile: 956/504-3674

**Attorney for Plaintiffs**

**CAUSE NO. C-4704-18-G****REYNALDO RODRIGUEZ**  
*Plaintiff*

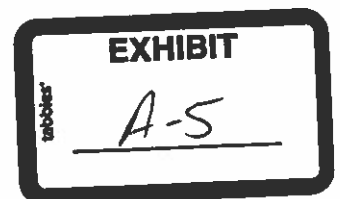
V.

**AUTOTRANSPORTES VARELA  
DAVILA SA DE CV AND  
FERMIN RODRIGUEZ**  
*Defendants*§  
§  
§  
§  
§  
§  
§  
§**IN THE DISTRICT COURT****370<sup>th</sup> JUDICIAL DISTRICT****HIDALGO COUNTY, TEXAS****DEFENDANTS' NOTICE TO COUNSEL OF FILING REMOVAL**

TO: REYNALDO RODRIGUEZ, Plaintiff, by and through her attorney of record, Sonia M. Rodriguez, COWEN RODRIGUEZ PEACOCK, 6243 IH-10 West, Suite 801, San Antonio, Texas 78201, Telephone: 210/941-1301, Facsimile: 956/504-3674

Please take notice that on the 22<sup>ND</sup> day of January, 2019, AUTOTRANSPORTES VARELA DAVILA SA DE CV and FERMIN RODRIGUEZ, Defendants in the above-styled and numbered cause, filed in the United States District Court for the Southern District of Texas, McAllen Division, a Notice of Removal of the above-styled and numbered cause to said United States District Court from the 370<sup>th</sup> District Court of Hidalgo County, Texas. A copy of the Notice of Removal, without its exhibits, is attached hereto and served herewith.

Notice is further given that on the 22<sup>ND</sup> day of January, 2019, the above named Defendants filed a copy of said notice with the District Clerk for the 370<sup>th</sup> District Court of Hidalgo County, Texas, as required by law.



Respectfully submitted,

**CHAVES, OBREGON & PERALES, L.L.P.**

802 N. Carancahua, Suite 2100

Corpus Christi, TX 78470

(361) 884-5400

(361) 884-5401 (facsimile)

By: /s/ Douglas E. Chaves

DOUGLAS E. CHAVES

State Bar No. 04161400

Federal Bar No.1895

dchaves@crllawfirm.com

Aidan Perales

State Bar No. 24027604

Federal Bar No. 27471

aperales@crllawfirm.com

**ATTORNEY-IN-CHARGE FOR  
DEFENDANTS, AUTOTRANSPORTES  
VARELA DAVILA DE CV and FERMIN  
RODRIGUEZ**



**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing instrument has been served upon all counsel of record to this proceeding by the manner indicated below, on this the 22<sup>ND</sup> Day of January, 2019.

/s/ Douglas E. Chaves  
DOUGLAS E. CHAVES

**Via eServe**

Sonia M. Rodriguez  
COWEN RODRIGUEZ PEACOCK  
6243 IH-10 West, Suite 801  
San Antonio, Texas 78201  
Telephone : 210/941-1301  
Facsimile : 956/504-3674  
efilings@cowenlaw.com  
**Attorney for Plaintiff**

[Skip to Main Content](#) [Logout](#) [My Account](#) [Search Menu](#) [New Civil Search](#) [Refine Search](#) [Back](#)Location: [All Courts](#) [Images](#)**REGISTER OF ACTIONS****CASE NO. C-4704-18-G****Reynaldo Rodriguez VS. Autotransportes Varela Davila SA De CV and  
Fermin Rodriguez**§  
§  
§  
§  
§Case Type: **Injury or Damage - Motor  
Vehicle (OCA)**  
Date Filed: **12/19/2018**  
Location: **370th District Court****PARTY INFORMATION****Defendant Autotransportes Varela Davila SA De CV****Attorneys****Defendant Rodriguez, Fermin****Plaintiff Rodriguez, Reynaldo****MICHAEL R. COWEN**  
*Retained*  
210-941-1301(W)**EVENTS & ORDERS OF THE COURT**

<b>OTHER EVENTS AND HEARINGS</b>			
12/19/2018	<b><u>Original Petition (OCA)</u></b> <i>(WITH DISCOVERY)</i>		
01/02/2019	<b><u>Citation</u></b>		
	Autotransportes Varela Davila SA De CV	Served	01/02/2019
		Returned	01/02/2019
	Rodriguez, Fermin	Served	01/09/2019
		Returned	01/14/2019
01/02/2019	<b><u>Citation Issued</u></b>		

**FINANCIAL INFORMATION**

<b>Defendant Autotransportes Varela Davila SA De CV</b>			
	Total Financial Assessment		2.00
	Total Payments and Credits		2.00
	<b>Balance Due as of 01/18/2019</b>		<b>0.00</b>
01/03/2019	Transaction Assessment		2.00
01/03/2019	EFile Payments from TexFile	Receipt # DC-2019-000461 Autotransportes Varela Davila SA De CV	(2.00)
 <b>Plaintiff Rodriguez, Reynaldo</b>			
	Total Financial Assessment		359.00
	Total Payments and Credits		359.00
	<b>Balance Due as of 01/18/2019</b>		<b>0.00</b>
12/19/2018	Transaction Assessment		359.00
12/19/2018	EFile Payments from TexFile	Receipt # DC-2018-098363 Rodriguez, Reynaldo	(359.00)

**EXHIBIT**

tabbier

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**Index of Parties and Counsel**

Douglas E. Chaves

**CHAVES, OBREGON & PERALES, L.L.P.**

802 N. Carancahua, Suite 2100

Corpus Christi, TX 78470

(361) 884-5400

(361) 884-5401 (facsimile)

State Bar No. 04161400

Fed. ID No. 1895

[dchaves@crllawfirm.com](mailto:dchaves@crllawfirm.com)

**AIDAN PERALES**

State Bar No. 24027604

Fed. ID No. 27471

[aperales@crllawfirm.com](mailto:aperales@crllawfirm.com)

***Attorney for Defendants AutoTransportes Varela Davila SA De CV and Fermin Rodriguez***

Sonia M. Rodriguez

**COWEN RODRIGUEZ PEACOCK**

6243 IH-10 West, Suite 801

San Antonio, Texas 78201

Telephone : 210/941-1301

Facsimile : 956/504-3674

[efilings@cowenlaw.com](mailto:efilings@cowenlaw.com)

***Attorney for Plaintiff***

